

AMENDED IN ASSEMBLY MARCH 28, 2014

CALIFORNIA LEGISLATURE—2013–14 REGULAR SESSION

## ASSEMBLY BILL

**No. 1598**

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**Introduced by Assembly Member Rodriguez**

February 4, 2014

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*An act to amend Section 8588.10 of the Government Code, to amend Sections 1797.116 and 1797.132 of the Health and Safety Code, and to amend Sections 13514.1 and 13519.12 of the Penal Code, relating to emergency-medical response services.*

### LEGISLATIVE COUNSEL'S DIGEST

AB 1598, as amended, Rodriguez. Emergency-medical response services: active shooter incidents.

(1) Existing law requires the Director of Emergency Services to establish a Curriculum Development Advisory Committee (CDAC) to, among other things, provide advice on the development of terrorism awareness course curricula and response training. Existing law establishes in the Department of Justice the Commission on Peace Officer Standards and Training (CPOST), which is required to, among other things, adopt rules establishing minimum standards relating to physical, mental, and moral fitness that govern the recruitment of peace officers.

*This bill would require CDAC to consult with CPOST.*

(2) Existing law, the Emergency Medical Services System and the Prehospital Emergency Medical Care Personnel Act, establishes the Emergency Medical Services Authority (EMSA), which is responsible for the coordination and integration of all state agencies concerning emergency medical services. Under existing law, EMSA is required to establish training standards that include the criteria for the curriculum

*content recommended by CDAC, involving the responsibilities of first responders to terrorism incidents and to address the training needs of those identified as first responders.*

*This bill would additionally require that those training standards include criteria for coordinating between different responding entities.*

*(3) Existing law establishes the Interdepartmental Committee on Emergency Medical Services (ICEMS), which is required to advise EMSA on the coordination and integration of all state activities concerning emergency medical services.*

*This bill would require ICEMS to consult with CPOST regarding emergency medical services integration and coordination with peace officer training.*

*(4) Existing law requires CPOST to develop and disseminate guidelines and standardized training recommendations for Special Weapons and Tactics (SWAT) teams, as specified, that would be available for use by law enforcement agencies that conduct SWAT operations. Under existing law, those guidelines are required, at a minimum, to address legal and practical issues of SWAT operations, personnel selection, fitness requirements, planning, hostage negotiation, tactical issues, safety, rescue methods, after-action evaluation of operations, logistical and resource needs, uniform and firearms requirements, risk assessment, policy considerations, and multijurisdictional SWAT operations. Existing law also directs CPOST to establish training standards and develop a course of instruction involving the responsibilities of first responders to terrorism incidents, as specified.*

*This bill would additionally require those guidelines and training standards to address tactical casualty care and coordination with emergency medical services providers.*

~~Existing law, the Emergency Medical Services System and the Prehospital Emergency Medical Care Personnel Act, governs local emergency medical services systems. The act establishes the Emergency Medical Services Authority, which is responsible for the coordination and integration of all state agencies concerning emergency medical services. Existing law also creates the Commission on Emergency Medical Services, and requires the commission to perform various duties regarding the authority and emergency medical services.~~

~~This bill would state the intent of the Legislature to enact legislation that would encourage the development of protocols and collaborative training platforms between local fire, police, and emergency medical~~

~~services agencies in an effort to more efficiently respond to active shooter incidents across California.~~

Vote: majority. Appropriation: no. Fiscal committee: ~~no~~ yes.  
State-mandated local program: no.

*The people of the State of California do enact as follows:*

1     *SECTION 1. Section 8588.10 of the Government Code is*  
2     *amended to read:*  
3     8588.10. (a) The director shall establish a Curriculum  
4     Development Advisory Committee to advise the office on the  
5     development of course curricula, as specified by the director.  
6     (b) The committee shall be chaired by the director, who will  
7     appoint members as appropriate. In appointing members to the  
8     committee, the director shall include representatives from the  
9     following:  
10    (1) State public safety, health, first responder, and emergency  
11    services departments or agencies, as deemed appropriate by the  
12    director.  
13    (2) Local first responder agencies.  
14    (3) Local public safety agencies.  
15    (4) Nonprofit organizations, as deemed appropriate by the  
16    director.  
17    (5) Any other state, local, tribal, or nongovernmental  
18    organization determined by the director to be appropriate.  
19    (c) *The committee shall consult with the Commission on Peace*  
20    *Officer Standards and Training.*  
21    *SEC. 2. Section 1797.116 of the Health and Safety Code is*  
22    *amended to read:*  
23    1797.116. (a) The authority shall establish additional training  
24    standards that include the criteria for the curriculum content  
25    recommended by the ~~Emergency Response Training Advisory~~  
26    ~~Committee~~ *Curriculum Development Advisory Committee*  
27    established pursuant to Section 8588.10 of the Government Code,  
28    involving the responsibilities of first responders to terrorism  
29    incidents and to address the training needs of those identified as  
30    first responders. *Training standards shall include, but not be*  
31    *limited to, criteria for coordinating between different responding*  
32    *entities.*

(b) Every EMT I, EMT II, and EMT-P, as defined in Sections 1797.80, 1797.82, and 1797.84, may receive the appropriate training described in this section. Pertinent training previously completed by any jurisdiction's EMT I, EMT II, or EMT-P personnel and meeting the training requirements of this section may be submitted to the training program approving authority to assess its content and determine whether it meets the training standards prescribed by the authority.

*SEC. 3. Section 1797.132 of the Health and Safety Code is amended to read:*

1797.132. An Interdepartmental Committee on Emergency Medical Services is hereby established. This committee shall advise the authority on the coordination and integration of all state activities concerning emergency medical services. The committee shall include a representative from each of the following state agencies and departments: the Office of Emergency Services, the Department of the California Highway Patrol, the Department of Motor Vehicles, a representative of the administrator of the California Traffic Safety Program as provided by Chapter 5 (commencing with Section 2900) of Division 2 of the Vehicle Code, the Medical Board of California, the State Department of Public Health, the Board of Registered Nursing, the State Department of Education, the National Guard, the Office of Statewide Health Planning and Development, the State Fire Marshal, the California Conference of Local Health Officers, the Department of Forestry and Fire Protection, the Chancellor's Office of the California Community Colleges, and the Department of General Services. *The committee shall consult with the Commission on Peace Officer Standards and Training regarding emergency medical services integration and coordination with peace officer training.*

*SEC. 4. Section 13514.1 of the Penal Code is amended to read:*

13514.1. (a) On or before July 1, 2005, the commission shall develop and disseminate guidelines and standardized training recommendations for all law enforcement officers, supervisors, and managers whose agency assigns them to perform, supervise, or manage Special Weapons and Tactics (SWAT) operations. The guidelines and standardized training recommendations shall be available for use by law enforcement agencies that conduct SWAT operations.

1 (b) The training and guidelines shall be developed in  
2 consultation with law enforcement officers, the Attorney General's  
3 office, supervisors, and managers, SWAT trainers, legal advisers,  
4 and others selected by the commission. Development of the training  
5 and guidelines shall include consideration of the recommendations  
6 contained in the Attorney General's Commission on Special  
7 Weapons and Tactics (S.W.A.T.) Final Report of 2002.

8 (c) The standardized training recommendations shall at a  
9 minimum include initial training requirements for SWAT  
10 operations, refresher or advanced training for experienced SWAT  
11 members, and supervision and management of SWAT operations.

12 (d) The guidelines shall at minimum address legal and practical  
13 issues of SWAT operations, personnel selection, fitness  
14 requirements, planning, hostage negotiation, tactical issues, safety,  
15 rescue methods, *tactical casualty care*, *coordination with*  
16 *emergency medical services providers*, after-action evaluation of  
17 operations, logistical and resource needs, uniform and firearms  
18 requirements, risk assessment, policy considerations, and  
19 multijurisdictional SWAT operations.

20 (e) The guidelines shall provide procedures for approving the  
21 prior training of officers, supervisors, and managers that meet the  
22 standards and guidelines developed by the commission pursuant  
23 to this section, in order to avoid duplicative training.

24 SEC. 5. *Section 13519.12 of the Penal Code is amended to*  
25 *read:*

26 13519.12. (a) Pursuant to Section 13510, the Commission on  
27 Peace Officer Standards and Training shall establish training  
28 standards and develop a course of instruction that includes the  
29 criteria for the curriculum content recommended by the ~~Emergency~~  
30 ~~Response Training Advisory Committee~~ *Curriculum Development*  
31 *Advisory Committee* established pursuant to Section 8588.10 of  
32 the Government Code, involving the responsibilities of first  
33 responders to terrorism incidents. The course of instruction shall  
34 address the training needs of peace officers at a managerial or  
35 supervisory level and below who are assigned to field duties. The  
36 training shall be developed in consultation with the Department  
37 of Justice and other individuals knowledgeable about terrorism  
38 and address current theory, terminology, historical issues, and  
39 procedures necessary to appropriately respond to and effectively  
40 mitigate the effects of a ~~terrorist incident~~ *terrorism incident*,

1 *including, but not limited to, appropriate tactical casualty care*  
2 *and coordination with emergency medical services providers that*  
3 *respond to the incident.*

4 (b) The commission shall expedite the delivery of this training  
5 to law enforcement through maximum use of its local and regional  
6 delivery systems.

7 (c) To maximize the availability and delivery of training, the  
8 commission shall develop a course of instruction to train trainers  
9 and first responders dealing with terrorism incidents using a variety  
10 of formats.

11 (d) Every police chief and sheriff, the Commissioner of the  
12 Highway Patrol, and other general law enforcement agency  
13 executives may determine the members of their agency to receive  
14 the emergency response to terrorism incidents training developed  
15 by the commission under this section. The persons to be trained  
16 may include, but are not limited to, peace officers that perform  
17 general law enforcement duties at a managerial or supervisory  
18 level or below and are assigned to field duties.

19 (e) *For purposes of this section, a “terrorism incident” includes,*  
20 *but is not limited to, an active shooter incident. An “active shooter*  
21 *incident” is an incident where an individual is actively engaged*  
22 *in killing or attempting to kill people in a confined area.*

23 ~~SECTION 1. It is the intent of the Legislature to enact~~  
24 ~~legislation that would encourage the development of protocols and~~  
25 ~~collaborative training platforms between local fire, police, and~~  
26 ~~emergency medical services agencies in an effort to more~~  
27 ~~efficiently respond to active shooter incidents across California.~~